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DRAFTED BY EA/K:JSBOARDMAN:JCM
APPROVED BY EA K:PRMAYHEW
FA/P - MR. CANNON

DEPARTMENT OF STATE A/CDC/MR
REVIEWED BY BAFlack DATE 2/12/82

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TO AMEMBASSY SEOUL IMMEDIATE
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E.O. 11652: N A
TAGS: PDIP, KS
SUBJECT: PRESS GUIDANCE ON PAK TONG-SON INDICTMENT
1. FOLLOWING IS PRESS GUIDANCE CONCERNING INDICTMENT OF PAK TONG-SON ANNOUNCED SEPTEMBER 6 BY ATTORNEY GENERAL.
QUOTE
Q: WHAT IS THE STATE DEPARTMENT DOING TO OBTAIN THE RETURN OF TONG SON PARK TO THE U.S.?
A: TONG SUN PARK IS A FUGITIVE FROM U.S. JUSTICE. WE HAVE REQUESTED THE COOPERATION OF THE KOREAN GOVERNMENT IN OBTAINING HIS RETURN. THIS IS BEING DONE THROUGH DIPLOMATIC CHANNELS AND WE DO NOT BELIEVE IT IS USEFUL TO GO INTO ANY DETAIL.
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Q: DOES THE U.S. HAVE AN EXTRADITION TREATY WITH SOUTH KOREA?
A: NO, WE DO NOT. HOWEVER, SUCH REQUESTS AS WE HAVE MADE TO THE KOREAN GOVERNMENT ARE NOT UNCOMMON AND IT IS NOT UNUSUAL EVEN FOR COUNTRIES WITH WHICH WE DO NOT HAVE EXTRADITION TREATIES TO COOPERATE IN SECURING THE RETURN OF FUGITIVES FROM U.S. JUSTICE AT OUR REQUEST.
Q: WILL PARK GET IMMUNITY IF HE TESTIFIES IN WASHINGTON (OR SIMILAR LEGAL QUESTIONS)?
A: I WOULD REFER ANY QUESTIONS CONCERNING LEGAL ASPECTS OF THIS CASE TO THE DEPARTMENT OF JUSTICE. END QUOTE.
2. IN RESPONSE TO QUESTION AT SEPTEMBER 7 NOON BRIEFING, SPOKESMAN SAID HE KNEW OF NO REPORTS THAT THE ADMINISTRATION IS CONSIDERING WITHHOLDING AID IF PAK IS NOT RETURNED TO U.S. ANSWERING FURTHER QUESTIONS SPOKESMAN INDICATED THAT, IN VIEW OF LACK OF FORMAL EXTRADITION TREATY, DEPT HAD MADE CLEAR TO ROKG, THROUGH DIPLOMATIC CHANNELS, THAT THE U.S. GOVERNMENT WOULD LIKE ROKG AID IN RETURNING PAK TO THE U.S. HE REFUSED TO CHARACTERIZE ROK REACTION TO OUR REQUEST. QUESTIONED AS TO WHEN THIS WILL BECOME AN INTER-GOVERNMENTAL ISSUE, SPOKESMAN SAID HE WAS NOT PREPARED TO

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ANSWER THAT QUESTION NOW, ADDING THAT FIRST THE RELATIONSHIP BETWEEN PAK AND THE ROKG MUST BE CLEARLY ESTABLISHED. HE ALSO REFUSED TO SPECULATE ON WHAT EFFECT ROK REFUSAL TO COOPERATE WOULD HAVE ON US/ROK RELATIONS. IN ADDITION THERE WAS SOME DISCUSSION ON WHETHER U.S. EFFORTS TO FORCE ROK COOPERATION MIGHT NOT PUT THE U.S. INTO POSITION OF EXAMINING ITS OWN ACTIVITIES

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TO INFLUENCE OTHER COUNTRIES.

3. SPOKESMAN TOOK FOLLOWING QUESTIONS, AND DEPT HAS POSTED RESPONSE:

QUOTE

Q: WHEN DID THE U.S. BEGIN DIPLOMATIC EFFORTS TO HAVE TONG SUN PARK RETURNED TO THE UNITED STATES?

A: THESE EFFORTS HAVE BEEN UNDERWAY FOR SOME TIME; HOWEVER, I DO NOT WANT TO DISCUSS THEM IN DETAIL. UNQUOTE

QUOTE

Q: CAN YOU TELL US WHAT MR. JAWORSKI DISCUSSED WITH THE SECRETARY TODAY?

A: MR. JAWORSKI MET AT HIS REQUEST WITH THE SECRETARY TO DISCUSS THE HOUSE ETHICS COMMITTEE INVESTIGATION. HE WAS ASSURED THAT THE DEPARTMENT WILL CONTINUE ITS FULL COOPERATION WITH THE INVESTIGATION. DIPLOMATIC EFFORTS NOW UNDERWAY TO OBTAIN TONG SUN PARK'S RETURN TO WASHINGTON WERE ALSO DISCUSSED. I CANNOT PROVIDE ANY FURTHER DETAILS OF THE MEETING.

4. TEXTS OF EXTENSIVE PRESS PLAY ON INDICTMENT BEING CARRIED IN WIRELESS FILE. COPY OF INDICTMENT BEING SENT TO POST BY POUCH. VANCE

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